

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

BRENDA G. SMERDON and
RENE L. SPAULDING, her wife,

Plaintiffs.

v.

GEICO CASUALTY COMPANY,

Defendant.

No. 4:16-CV-02122

(Judge Brann)

ORDER

SEPTEMBER 21, 2018

In accordance with the accompanying Memorandum Opinion, **IT IS
HEREBY ORDERED** that:

1. The Motion for Summary Judgment filed by GEICO Casualty Company, ECF No. 28, is **GRANTED IN PART** and **DENIED IN PART** as follows:
 - a. The motion is **GRANTED** as to Count II of Plaintiffs' complaint, ECF No. 1, but
 - b. The motion is otherwise **DENIED**.

2. The Motion for Partial Summary Judgment filed by Brenda G. Smerdon and Rene L. Spaulding, ECF No. 30, is **GRANTED**.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge